



**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.) 2:12-CR-254-JCM-(PAL)
)
ALBERT SILVA HERNANDEZ, JR.,)
)
Defendant.)

FINAL ORDER OF FORFEITURE

The United States District Court for the District of Nevada entered a Preliminary Order of Forfeiture pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2) and Title 18, United States Code, Section 2253(a)(1) and (a)(3) based upon the jury verdict finding defendant ALBERT SILVA HERNANDEZ, JR., guilty of the criminal offenses, forfeiting specific property alleged in the Forfeiture Allegation of the Criminal Indictment and shown by the United States to have the requisite nexus to the offenses to which defendant ALBERT SILVA HERNANDEZ, JR., was found guilty. Criminal Indictment, ECF No. 1; Jury Verdict, ECF No. 46; Preliminary Order of Forfeiture, ECF No. 51.

This Court finds the United States of America published the notice of the forfeiture in accordance with the law via the official government internet forfeiture site, www.forfeiture.gov, consecutively from May 11, 2013, through June 9, 2013, notifying all potential third parties of their right to petition the Court. Notice of Filing Proof of Publication, ECF No. 57.

1 This Court finds no petition was filed herein by or on behalf of any person or entity and the
2 time for filing such petitions and claims has expired.

3 This Court finds no petitions are pending with regard to the assets named herein and the
4 time for presenting such petitions has expired.

5 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that all right,
6 title, and interest in the property hereinafter described is condemned, forfeited, and vested in the
7 United States of America pursuant to Fed. R. Crim. P. 32.2(b)(4)(A) and (B); Fed. R. Crim. P.
8 32.2(c)(2); Title 18, United States Code, Section 2253(a)(1) and (a)(3); and Title 21, United States
9 Code, Section 853(n)(7) and shall be disposed of according to law:

- 10 1. nine sets of photographs printed out and introduced as Exhibit Nos. 5(A) to
11 5(C);
- 12 2. a CD containing all pictures downloaded from Text Plus accounts (Exhibit
13 No. 4);
- 14 3. all visual depictions described in Title 18, United States Code, Section
15 2253(a)(1) and 2253(a)(3), all visual depictions described in Title 18, United
16 States Code, Sections 2251, 2252, and 2252A, and all items containing such
17 visual depictions, which were transported, shipped and received in violation of
18 Title 18, United States Code, Section 2252A, and all property, real and
19 personal, used and intended to be used to commit and promote the
20 commission of the aforesaid offense, including but not limited to, the
21 following properties: computer images, including movie files, depicting a
22 minor engaging in sexually explicit conduct and the diskettes and hard drives
23 on which they are maintained.

24 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any and all forfeited
25 funds, including but not limited to, currency, currency equivalents, certificates of deposit, as well as
26 any income derived as a result of the United States of America's management of any property

1 forfeited herein, and the proceeds from the sale of any forfeited property shall be disposed of
2 according to law.

3 The Clerk is hereby directed to send copies of this Order to all counsel of record and three
4 certified copies to the United States Attorney's Office, Attention Michael Humphreys.

5 DATED this 5th day of October, 2015.

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8 UNITED STATES DISTRICT JUDGE
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